

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re application of Docket No: Q77969  
Shinobu TANAKA  
Appn. No.: 10/695,817 Group Art Unit: 2836  
Confirmation No.: 7177 Examiner: Carlos David AMAYA  
Filed: October 30, 2003  
For: UNQUALIFIED PERSON DRIVING PREVENTION APPARATUS FOR VEHICLE

**RESPONSE TO NOTIFICATION OF NON-COMPLIANT  
APPEAL BRIEF UNDER 37 C.F.R. § 41.37**

**MAIL STOP APPEAL BRIEF - PATENTS**

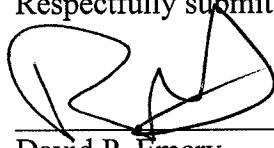
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Appellant submits herewith a Response to the Notification of Non-Compliant Appeal Brief Under 37 C.F.R. § 41.37, dated May 21, 2008. A revised version of only the Status of Claims section has been submitted, as requested in the Notification. The page number in the revised Status of Claims section is the same as in the originally filed Appeal Brief.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



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**65565**

CUSTOMER NUMBER

Date: May 30, 2008

### **III. STATUS OF CLAIMS**

Claims 1-13 and 15-17 are pending in the application, stand rejected, and are all the claims that are the subject of the present appeal. Specifically, claims 1-6, 8-13 and 15-17 stand rejected under 35 U.S.C. § 102(b) as being anticipated by Kito (JP 10082223; “Kito ‘223”) and claim 7 stands rejected under 35 U.S.C. § 103(a) as being unpatentable over Kito’ 223 in view of Thorpe (UK 2,395,331). Claim 14 is canceled.

All of the claims pending in the present application are set forth in their entirety in Appendix A, attached to this Brief on Appeal.